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6 CHRISTOPHER DURELL

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 CHRISTOPHER DURELL,

15 Defendant.  
16  
17  
18

Case No. 6:24-po-00490-HBK

REQUEST FOR RULE 43 WAIVER OF  
APPEARANCE; [PROPOSED] ORDER

19 Pursuant to Fed. R. Crim. P. 43(b)(3), Defendant, Christopher Durell, having been advised  
20 of his right to be present at all stages of the proceedings, hereby requests that this Court proceed  
21 in his absence on every occasion that the Court may permit, pursuant to this waiver.<sup>1</sup> Mr. Durell  
22 agrees that his interests shall be represented at all times by the presence of his attorney, the Office  
23 of the Federal Defender for the Eastern District of California, the same as if Mr. Durell were  
24 personally present, and requests that this Court allow his attorney-in-fact to represent his interests  
25 at all times. Mr. Durell further agrees that notice to his attorney that his presence is required will  
26 be deemed notice to Mr. Durell of the requirement of his appearance at said time and place.

27 <sup>1</sup> On November 6, 2024, this Court granted Mr. Durell's Motion to Stay pending resolution in *United States v. Nunn*,  
28 No. 6:20-PO-00742-HBK. ECF No. 7. Due to the stay, no future status conference was scheduled at the initial  
appearance. Given that the stay has been lifted and a status conference is now set for June 17, 2025, Mr. Durell  
respectfully submits this request for a Rule 43 waiver.

1 DATED: May 27, 2025

/s/ Christopher Durell

2 DATED: May 27, 2025

/s/ Lisa Ndembu Lumeya

LISA N. LUMEYA

Assistant Federal Defender

Attorney for CHRISTOPHER DURELL

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8 **[PROPOSED] O R D E R**

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10 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that Mr. Christopher  
11 Durell's appearance be waived at any and all non-substantive proceedings until further order.

12  
13 IT IS SO ORDERED.

14  
15 DATED: \_\_\_\_\_

\_\_\_\_\_  
Hon. Helena Barch-Kuchta

United States Magistrate Judge